

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND COMMERCE**

**Call to Order:** By Chairman Rick Ripley on January 17, 2007 at 8:00 A.M., in Room 317-C Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Rick Ripley, Chairman (R)  
Sen. Ken (Kim) Hansen, Vice Chairman (D)  
Rep. John L. Musgrove (D)  
Sen. Bill Tash (R)  
Sen. Mitch Tropila (D)  
Rep. Craig Witte (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Pam Joehler, Legislative Branch  
Christie Messer, Committee Secretary  
Barbara Smith, Legislative Branch  
Eileen Rose, Office of Budget  
and Program Planning

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Subjects Addressed: Department of Commerce, DEQ  
Executive Action: DOC and DEQ Decision Packages

Department of Commerce

00:00:01 Hearing called to order by Chairman Ripley  
00:01:02 Dave Cole, Administrator of Department of Commerce  
(DOC) Community Development Division  
00:03:14 Rep. Ripley  
00:03:18 Mr. Cole  
00:03:27 Rep. Ripley  
00:03:33 Pam Joehler

EXHIBIT(jnh11a01)

00:06:29 Senator Tash  
00:06:37 Ms. Joehler  
00:06:43 Andy Poole, Deputy Director, DOC  
00:07:14 Rep. Ripley  
00:07:29 Ms. Joehler  
00:08:28 Rep. Ripley  
00:08:32 Ms. Joehler  
00:09:26 Rep. Ripley  
00:09:30 Representative Musgrove

00:09:40 **Motion:** By Rep. Musgrove **TO ADJUST** the budget of DOC  
personal services budget as proposed by Ms. Joehler,  
**motion carried** unanimously by voice vote.

Discussion:

00:10:32 Rep. Ripley  
00:10:40 Senator Tropila  
00:10:47 Mr. Cole  
00:10:56 Senator Tropila  
00:11:52 Mr. Cole  
00:12:41 Sen. Tropila  
00:12:54 Mr. Cole  
00:12:56 Sen. Tropila  
00:13:23 Mr. Cole  
00:14:04 Rep. Ripley  
00:14:12 Mr. Cole  
00:14:33 Rep. Ripley  
00:14:38 Steve Welch, Department of Environmental Quality (DEQ)  
00:15:18 Rep. Ripley  
00:15:35 Sen. Tash  
00:16:36 Rep. Ripley  
00:16:49 Sen. Tash  
00:17:34 Rep. Ripley  
00:17:38 Mr. Poole  
00:19:46 Sen. Tash

00:19:58 Mr. Poole  
00:21:06 Rep. Musgrove  
00:22:03 Sen. Tropila  
00:22:39 Mr. Poole  
00:25:26 Sen. Tropila  
00:26:08 Rep. Ripley  
00:26:12 Senator Hansen  
00:26:33 Rep. Ripley  
00:26:54 Mr. Poole  
00:27:23 Rep. Ripley  
00:27:29 Mr. Poole  
00:27:40 Rep. Ripley  
00:28:01 Sen. Tash  
00:28:10 Sen. Tropila  
00:28:23 Mr. Poole  
00:28:47 Rep. Ripley  
00:28:57 Anthony Priete, Director, DOC  
00:29:19 Rep. Musgrove

00:29:23 **Motion/Vote:** Rep. Musgrove moved **TO CLOSE** Department of Commerce portion of subcommittee session. **Motion carried** unanimously by voice vote.

00:30:16 Break

00:34:11 Reconvene

**Discussion:**

00:34:30 Barb Smith  
00:35:15 Rep. Ripley  
00:35:19 Ms. Smith  
00:35:27 Rep. Ripley  
00:35:32 Ms. Smith  
00:35:48 Rep. Ripley  
00:35:52 Ms. Smith

**EXHIBIT(jnh11a02)**

00:37:04 Rep. Ripley

**Department of Environmental Quality**

**Executive Action on DP 1001-Business Process Improvement  
one time only**

00:37:36 **Motion/Vote:** Rep. Musgrove moved DP 1001 be revisited and **ADOPTED** as revised by LFD and DEQ, **motion carried** unanimously by voice vote.

**DP 2009- Wetland Pilot Project FTE**

00:38:28 **Motion:** Sen. Hansen moved **TO ADOPT** DP 2009.

**Discussion:**

00:38:54 Rep. Ripley  
00:39:08 Ms. Smith  
00:39:42 Rep. Ripley  
00:40:09 Ms. Smith  
00:40:14 Richard Opper, Director, DEQ  
00:40:52 Rep. Ripley  
00:40:58 Mr. Opper  
00:41:13 Rep. Ripley  
00:41:17 Mr. Opper  
00:41:22 Sen. Tash  
00:41:55 Mr. Opper  
00:42:55 Rep. Ripley  
00:43:34 Sen. Hansen  
00:43:38 Rep. Ripley

00:43:55 **Vote:** **Motion carried** 5-1 by roll call with Rep. Witte voting no, Sen. Tropila voting yes by proxy.

**DP 2010 - PPA Operating Adjustment**

00:44:08 **Motion:** Rep. Musgrove moved **TO ADOPT** DP 2010.

**Discussion:**

00:44:24 Sen. Tash  
00:44:36 Art Compton, DEQ Planning Division  
00:47:16 Sen. Tash  
00:47:36 Mr. Compton  
00:49:10 Rep. Ripley

00:50:36 **Vote:** **Motion failed** 3-3 by roll call vote, with Rep. Musgrove, Sen. Hansen and Sen. Tropila voting aye. Sen. Tropila by proxy.

**DP 2013-State Building Energy Conservation FTE**

00:50:46 **Motion:** Rep. Musgrove moved **TO ADOPT** DP 2013.

**Discussion:**

00:50:58 Rep. Witte  
00:51:09 Mr. Compton

00:51:14 Rep. Witte  
00:51:18 Mr. Compton  
00:52:42 Rep. Witte  
00:53:34 Rep. Musgrove  
00:54:03 Rep. Ripley

00:54:29 **Vote:** **Motion failed** 3-3 by roll call vote with Rep. Musgrove, Sen. Tropila (by proxy) and Sen. Hansen voting aye.

**DP 2001-Annual Maintenance for Relational DB MGMT System**

00:54:40 **Motion/Vote:** Rep. Musgrove moved **TO ADOPT** DP 2001. **Motion failed** 3-3 by roll call vote with Rep. Musgrove, Sen. Tropila (by proxy), and Sen. Hansen voting aye.

**DP 2006-Restore Energy Planning Functions**

00:55:32 **Motion/Vote:** Sen. Hansen moved **TO ADOPT** DP 2006. Motion fails 3-3 by roll call vote with Rep. Musgrove, Sen. Hansen, and Sen. Tropila (by proxy) voting aye.

**DP 2007- Biofuels Testing**

00:56:43 **Motion:** Rep. Musgrove moved **TO ADOPT** DP 2007.

**Discussion:**

00:56:54 Ms. Smith  
00:56:58 Rep. Ripley  
00:57:05 Sen. Hansen  
00:57:18 Ms. Smith  
00:57:36 Rep. Ripley  
00:57:44 Mr. Compton  
00:59:06 Rep. Musgrove  
00:59:29 Rep. Ripley  
01:00:08 Tom Livers, Deputy Director of DEQ  
01:01:38 Rep. Ripley  
01:01:45 Mr. Livers  
01:02:04 Rep. Witte  
01:03:24 Rep. Ripley  
01:03:47 Mr. Compton  
01:05:12 Mr. Livers  
01:06:17 Rep. Witte  
01:06:58 Ms. Smith

01:07:46 **Motion:** Rep. Musgrove moved to **POSTPONE ACTION** on 2007  
for further information from LFD.

**Discussion:**

01:08:13 Rep. Witte  
01:08:36 Rep. Ripley  
01:08:51 Rep. Musgrove  
01:08:55 Rep. Ripley  
01:08:59 Ms. Smith

**Federal Special Revenue Language Approval**

01:09:14 **Motion/Vote:** Rep. Musgrove moved **TO APPROVE** language on  
federal special revenue for water pollution control,  
page C85 template. **Motion carried** unanimously by roll  
call vote, Sen. Tropila by proxy.

**DP 3001-Enforcement Operations Adjustments**

01:10:36 **Motion:** Sen. Hansen moved DP 3001 **BE ADOPTED.**

**Discussion:**

01:10:47 Rep. Ripley  
01:10:52 Sen. Tash  
01:11:02 John Arrego, DEQ Enforcement  
01:11:55 Sen. Tash  
01:12:04 Mr. Arrego  
01:12:45 Rep. Ripley  
01:12:59 Mr. Arrego  
01:13:26 Rep. Ripley  
01:13:29 Mr. Arrego  
01:14:12 Rep. Ripley

01:14:46 **Vote: Motion carried** unanimously, roll call vote, Sen.  
Tropila by proxy.

**DP 3002-Enforcement Division New FTE**

01:14:59 **Motion/Vote:** Sen. Hansen moved DP 3002 **BE ADOPTED.**  
**Motion failed** 3-3 on a roll call vote, Rep. Musgrove,  
Sen. Hansen, and Sen. Tropila (by proxy) voting aye.

**Discussion:**

01:16:08 Rep. Ripley  
01:16:38 Ms. Smith

**DP 4003 - Hazardous Waste Cleanup Bureau LUST Trust (biennial)**

01:16:45 **Motion:** Rep Musgrove moved DP 4003 **BE ADOPTED.**

**Discussion:**

01:16:59 Rep. Witte  
01:17:21 Rep. Ripley  
01:17:25 Rep. Musgrove  
01:17:32 Rep. Ripley  
01:17:35 Ms. Smith  
01:17:50 Sandy Olsen, DEQ Remediation  
01:18:02 Ms. Smith  
01:18:06 Rep. Ripley

01:18:29 **Vote: Motion failed** 3-3 on a roll call vote with Sen. Tropila (by proxy), Sen. Hansen, and Rep. Musgrove voting aye.

**DP 4004-Mine Waste Cleanup Bureau Beal (biennial)**

01:18:41 **Motion:** Rep. Musgrove moved DP 4004 **BE ADOPTED,**  
as biennial.

**Discussion:**

01:19:11 Rep. Ripley  
01:19:47 **Vote: Motion failed** 3-3 with a roll call vote with Rep. Musgrove, Sen. Tropila (by proxy) and Sen. Hansen voting aye.

**DP 4006-Mine Waste Cleanup Bureau Libby Troy (biennial)**

01:19:59 **Motion:** Sen. Hansen moved **TO ADOPT** DP 4006, biennial.

01:20:11 Rep. Ripley

**Discussion:**

01:20:21 Rep. Witte

01:20:59 Ms. Olsen  
01:22:24 Sen. Tash  
01:22:44 Ms. Olsen  
01:22:48 Mr. Oppen  
01:23:27 Rep. Ripley  
01:23:42 Rep. Witte  
01:24:01 Ms. Smith  
01:24:23 Ms. Olsen  
01:25:02 Rep. Ripley

01:25:21 **Vote:** Motion carried unanimously by roll call vote.

**DP 4007-Orphan Share Claims Payments (RST/biennial)**

01:25:31 **Motion:** Musgrove moved DP 4007 **BE ADOPTED**, restricted, biennial, and one time only.

01:26:19 **Vote:** Motion failed 3-3 by roll call vote with Rep. Musgrove, Sen. Hansen, and Sen. Tropila voting aye.

**DP 4008 - Accelerated Remediation Selected CECRA Sites,  
one time only**

01:26:43 **Motion:** Sen. Hansen moved **TO ADOPT** DP 4008 one time only.

**Discussion:**

01:27:08 Rep. Witte  
01:27:23 Ms. Smith  
01:27:46 Sen. Hansen  
01:28:00 Ms. Olsen  
01:28:42 Rep. Ripley  
01:28:57 Ms. Olsen  
01:31:00 Rep. Ripley  
01:31:05 Mr. Livers  
01:31:36 Rep. Ripley

01:31:57 Sen. Hansen **withdrew the motion to adopt** DP 4008.

01:32:04 Sen. Tropila  
01:32:17 Ms. Smith  
01:33:24 Mr. Livers  
01:34:05 Rep. Ripley  
01:34:09 Ms. Smith

**EXHIBIT(jnh11a03)**



01:36:07 Rep. Ripley  
01:36:14 Sen. Tropila  
01:36:37 Ms. Olsen  
01:38:07 Terry Wadsworth, DEQ Petroleum Tank Board  
01:38:54 Rep. Musgrove  
01:40:06 Rep. Ripley

**DP 5001-Oil and Gas Well Registration FTE**

01:40:13 **Motion:** Rep. Musgrove moved **TO ADOPT** DP 5001.

**Discussion:**

01:40:41 Rep. Witte  
01:40:54 Mr. Welch  
01:42:07 Rep. Musgrove  
01:43:02 Rep. Ripley  
01:43:18 Mr. Welch  
01:46:41 Sen. Hansen  
01:46:47 Rep. Ripley  
01:46:50 Ms. Smith  
01:47:06 Rep. Witte

01:48:15 **Vote:** **Motion failed** 3-3 on a roll call vote with Rep. Musgrove, Sen. Hansen, and Sen. Tropila voting aye.

01:48:23 **Motion:** Sen. Hansen moved **TO RECONSIDER** DP 5001 adjusting the FTEs.

**Discussion:**

01:48:52 Mr. Opper  
01:51:04 Rep. Ripley  
01:51:24 Mr. Opper  
01:51:37 Rep. Witte  
01:51:52 Ms. Smith  
01:52:17 Rep. Witte  
01:53:29 Ms. Smith  
01:53:54 Mr. Welch  
01:56:01 Sen. Hansen  
01:56:12 Sen. Hansen **withdrew motion** to reconsider DP 5001  
01:56:25 Rep. Musgrove  
01:56:58 Rep. Ripley

**DP 5002-Permitting Major Sources of Air Pollution FTE**

01:58:31 **Motion/Vote:** Rep. Musgrove moved DP 5002 **BE ADOPTED**.  
**Motion failed** 3-3 in a roll call vote with Rep.  
Musgrove, Sen. Tropila, and Sen. Hansen voting aye.

**DP 5003-Air Online Compliance Reporting (one time only,  
restricted, biennial)**

01:59:23 **Motion:** Sen. Hansen moved DP 5003 **BE ADOPTED**, one time  
only, biennial, and restricted.

**Discussion:**

01:59:37 Ms. Smith  
01:59:58 Rep. Witte

02:01:03 **Vote:** **Motion failed** 3-3 by roll call vote, with Rep.  
Musgrove, Sen. Hansen, Sen. Tropila voting aye.

02:01:10 Break  
02:15:39 Reconvene

**Discussion:**

02:15:46 Ms. Olsen  
02:15:57 Rep. Ripley

**DP 5005-Air Pollutant Emission Tracking**

02:16:10 **Motion:** Rep. Musgrove moved DP 5005 **BE ADOPTED**, **motion  
failed** 3-3 by roll call vote, with Rep. Musgrove,  
Sen. Tropila, and Sen. Hansen voting aye.

**Discussion:**

02:16:51 Rep. Ripley  
02:17:02 Rep. Musgrove  
02:17:07 Ms. Smith  
02:17:35 Rep. Ripley

**DP 5006-Air Resources Bureau Relocation-restricted, one time  
only, biennial**

02:17:43 **Motion:** Rep. Musgrove moved **TO ADOPT** DP 5006,  
restricted, biennial, one time only.

**Discussion:**

02:18:01 Rep. Witte  
02:18:30 Rep. Ripley  
02:18:58 Rep. Musgrove  
02:19:01 Ms. Smith  
02:19:18 Rep. Musgrove  
02:19:22 Rep. Ripley

02:19:48 **Vote:** **Motion failed** 2-4 by roll call vote, with Rep. Musgrove and Sen. Hansen voting aye.

**DP 5009-PCD Vehicles Owned and Leased**

02:20:04 **Motion:** Sen Hansen moved DP 5009 **BE ADOPTED.**

**Discussion:**

02:20:21 Rep. Musgrove  
02:20:31 Ms. Smith  
02:20:45 Rep. Witte  
02:21:06 Mr. Welch  
02:21:54 Rep. Ripley  
02:22:07 Mr. Welch  
02:22:24 Rep. Ripley  
02:22:36 Rep. Witte  
02:23:01 Ms. Smith  
02:23:23 Rep. Ripley

02:23:45 **Vote:** **Motion carried** 5-1 by roll call vote with Rep. Witte voting no.

**DP 5011-Aerial Reconnaissance in Coal Mine Inspection**

02:23:56 **Motion:** Rep. Musgrove moved that DP 5011 **BE ADOPTED.**

**Discussion:**

02:24:15 Rep. Musgrove  
02:24:44 Rep. Witte  
02:25:09 Ms. Smith  
02:25:15 Rep. Ripley  
02:25:36 Mr. Welch  
02:26:38 Rep. Ripley  
02:26:47 Mr. Welch  
02:26:57 Rep. Ripley  
02:27:06 Mr. Opper

02:27:35 Ms. Smith  
02:27:40 Rep. Witte  
02:28:05 Mr. Opper  
02:28:24 Rep. Witte  
02:28:27 Mr. Opper  
02:28:35 Rep. Ripley  
02:28:46 Mr. Opper  
02:29:12 Rep. Ripley

02:30:02 **Vote: Motion carried** 5-1 by roll call vote, Rep. Witte voting no.

**DP 5012-Hard Rock & MFSA Projects, restricted, biennial**

02:30:20 **Motion:** Sen. Hansen moved DP 5012 **BE ADOPTED**, restricted, biennial. **Motion carried** unanimously by roll call vote.

**DP 5015-Industrial Wastewater Operator Certification, BIEN, OTO**

02:31:24 **Motion/Vote:** Rep. Musgrove moved DP 5015 **BE ADOPTED**, biennial one time only. **Motion carried** 5-1 by roll call vote with Rep. Witte voting no.

**DP 5016-High Strength Wastewater Standards, biennial, one time only.**

02:32:42 **Motion:** Sen. Hansen moved DP 5016 **BE ADOPTED**, biennial, one time only.

**Discussion:**

02:33:06 Rep. Ripley

02:33:56 **Vote: Motion carried** 5-1 by roll call vote with Rep. Witte voting no.

**DP 5017-Subdivision Training IT**

02:34:10 **Motion:** Rep. Musgrove moved DP 5017 **BE ADOPTED**.

**Discussion:**

02:34:31 Sen. Tash  
02:34:37 Mr. Welch  
02:35:15 Rep. Ripley  
02:35:18 Rep. Witte  
02:36:02 Rep. Ripley  
02:36:09 Ms. Smith  
02:37:04 Rep. Witte  
02:37:21 Ms. Smith

02:38:03 **Vote: Motion carried** 4-2 by roll call vote, with Rep. Ripley and Sen. Tash voting no.

02:38:12 Rep. Ripley

**DP 5019-Subdivision Grants to Counties**

02:38:33 **Motion/Vote:** Rep. Musgrove moved **TO ADOPT** DP 5019. **Motion failed** 3-3 with Rep. Musgrove, Sen. Tropila, and Sen. Hansen voting aye.

**DP 5024- Brownsfield's Grant, biennial**

02:39:29 **Motion/Vote:** Rep. Musgrove moved DP 5024 **BE ADOPTED**, biennial. **Motion carried** 5-1 by roll call vote with Rep. Witte voting no.

**DP 5026-Permitting and Compliance Division Base Adjustments**

02:40:26 **Motion:** Sen. Hansen moved DP 5026 **BE ADOPTED**.

**Discussion:**

02:40:36 Rep. Ripley  
02:40:38 Ms. Smith  
02:41:33 Sen. Tropila  
02:41:49 Ms. Smith  
02:42:05 Sen. Tropila  
02:42:08 Ms. Smith  
02:42:16 Rep. Ripley

02:42:19 **Vote: Motion failed** 3-3, by roll call vote with Rep. Musgrove, Sen. Hansen, and Sen. Tropila voting aye.

**DP 5027-Onsite Wastewater Operator Certification, one time only,  
biennial**

02:42:58 **Motion:** Rep. Musgrove moved DP 5027 **BE ADOPTED**, one time only and biennial.

**Discussion:**

02:43:31 Rep. Ripley  
02:44:04 Rep. Musgrove  
02:44:20 Rep. Ripley  
02:44:24 Rep. Witte  
02:44:55 Rep. Ripley  
02:44:58 Mr. Welch  
02:45:58 Re. Musgrove  
02:46:30 Rep. Ripley  
02:46:43 Rep. Musgrove  
02:46:49 Mr. Oppen  
02:47:13 Rep. Ripley

02:47:36 **Vote:** **Motion carried** unanimously by roll call.

**DP 5028-Air Regulatory Assistance, restricted, one time only,  
biennial**

02:47:47 **Motion/Vote:** Sen. Tropila moved DP 5028 **BE ADOPTED**, restricted, one time only, biennial.

02:48:40 **Vote:** **Motion failed** 3-3 by roll call vote, with Rep. Musgrove, Sen. Hansen, and Sen. Tropila voting aye.

**DP 5013**

02:49:02 **Motion:** Rep. Musgrove moved **TO ADOPT** DP 5013. **Motion carried** by roll call vote 5-1, Rep. Witte voting no.

**DP 5014**

02:49:55 **Motion:** Rep. Musgrove moved **TO ADOPT** DP 5014, **motion failed** 3-3 by roll call vote, with Rep. Musgrove, Sen. Hansen, and Sen. Tropila voting aye.

**DP 5020**

02:50:45 **Motion:** Sen. Hansen moved DP 5020 **BE ADOPTED**.

**Discussion:**

02:50:58 Sen. Tropila  
02:51:11 Ms. Smith  
02:51:20 Sen. Tropila  
02:51:52 Rep. Witte  
02:52:22 Ms. Smith  
02:52:37 Rep. Witte  
02:52:54 Ms. Smith  
02:53:15 Rep. Witte  
02:53:38 Rep. Ripley  
02:53:41 Mr. Welch  
02:54:18 Rep. Witte  
02:54:46 Mr. Welch  
02:55:26 Rep. Ripley  
02:55:39 Mr. Welch  
02:55:45 Ms. Smith

02:56:43 **Vote:** Motion failed 3-3 by roll call vote, with Rep. Ripley, Sen. Tash, and Rep. Witte voting no.

**DP 5021**

02:56:52 **Motion/Vote:** Rep. Musgrove moved DP 5021 **BE ADOPTED**, motion carried 4-2 with Rep. Ripley and Sen. Tash voting no.

**DP 5029**

02:58:01 **Motion:** Sen. Hansen moved DP 5029 **BE ADOPTED**, one time only, biennial.

**Discussion:**

02:58:17 Rep. Ripley  
02:58:18 Sen. Hansen  
02:58:28 Mr. Opper  
02:59:36 Rep. Ripley  
03:00:23 Rep. Witte  
03:01:20 Ms. Smith  
03:03:30 Mr. Welch  
03:04:51 Rep. Ripley  
03:05:47 Rep. Witte  
03:06:12 Rep. Ripley  
03:06:14 Rep. Musgrove  
03:06:41 Rep. Ripley

03:06:58 Sen. Tropila  
03:07:19 Sen. Hansen  
03:07:49 Sen. Tropila  
03:07:59 Sen. Hansen  
03:08:05 Sen. Tash  
03:08:47 Mr. Opper  
03:10:10 Sen. Tash  
03:10:15 Mr. Opper  
03:10:40 Rep. Ripley  
03:11:00 Rep. Witte  
03:11:25 Rep. Ripley  
03:11:28 Sen. Tropila  
03:12:15 Rep. Ripley  
03:12:44 Rep. Musgrove

03:13:04 **Motion:** Sen. Tropila moved a substitute motion **TO ADOPT** DP 5029, requiring DEQ to make maintenance agreement prior to construction.

**Discussion:**

03:13:34 Ms. Smith  
03:13:41 Sen. Tropila

03:13:51 **Vote:** Substitute **motion failed** 3-3 on a roll call vote, Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 5014**

03:17:02 **Motion:** Rep. Musgrove moved **to reconsider** DP 5014.

**Discussion:**

03:17:20 Rep. Musgrove

03:18:47 **Vote:** **Motion failed** 3-3 on a roll call vote, with Rep. Musgrove, Sen. Tropila, and Sen. Hansen voting aye.

03:19:18 **Motion/Vote:** Rep. Musgrove moved DP 9001 **BE ADOPTED.** **motion carried** 4-2 on a roll call vote with Rep. Ripley and Sen. Tash voting no.

**Discussion:**

03:20:19 Ms. Smith



03:21:34 Rep. Musgrove  
03:21:39 Mr. Wadsworth  
03:22:47 Rep. Musgrove  
03:22:53 Rep. Ripley

03:23:29 Break  
03:33:14 Reconvene

03:33:24 Mr. Opper  
03:36:22 Rep. Ripley  
03:36:30 Ms. Olsen

**EXHIBIT(jnh11a04)**

03:36:35 David Bowers, State Superfund Section, DEQ  
03:37:09 Power Point presentation/briefing on 1/18/07  
subcommittee outing.  
03:48:44 Mr. Bowers  
03:48:48 Sen. Tash  
03:50:18 Rep. Musgrove  
03:50:44 Mr. Bowers  
03:50:48 Rep. Musgrove  
03:51:07 Rep. Ripley  
03:51:41 Mr. Bowers  
03:52:05 Rep. Ripley  
03:53:08 Mr. Bowers  
03:53:19 Sen. Hansen  
03:53:27 Mr. Bowers  
03:53:44 Rep. Ripley  
03:53:49 Rep. Witte  
03:54:29 Mr. Bowers  
03:55:06 Rep. Witte  
03:55:27 Mr. Bowers  
03:56:30 Rep. Ripley  
03:56:37 Mr. Bowers  
03:57:14 Rep. Ripley  
03:57:21 Mr. Bowers  
03:57:33 Rep. Ripley  
03:57:41 Mr. Bowers  
03:57:48 Ms. Smith

**ADJOURNMENT**

03:58:19 Adjournment

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REP. RICK RIPLEY, Chairman

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CHRISTIE MESSER, Secretary

RR/cm

Additional Exhibits:

**EXHIBIT ([jnh11aad.pdf](#))**